

## Fireworks Permits Available June 19<sup>th</sup> through July 3<sup>rd</sup>

Beginning June 19<sup>th</sup> the City of Broken Arrow will have fireworks permits available for purchase at the following locations:

One-Stop Center	220 South 1 <sup>st</sup> Street	Monday – Friday 8:00 a.m. – 5:00 p.m.
Utilities Office	116 East Dallas Street	Monday – Friday 8:00 a.m. – 5:00 p.m.
Court Clerks Office – (Justice Center)	2304 South 1 <sup>st</sup> Place	Monday – Friday 8:00 a.m. – 5:00 p.m.
Police Department (Cash or Check Only)	2302 South 1 <sup>st</sup> Place	Monday – Friday 8:00 a.m. – 5:00 p.m.
Youth Community Center	3201 North 9 <sup>th</sup> Street	Monday – Friday 8:00 a.m. – 6:00 p.m.
Community Center	1500 South Main	Monday – Friday 8:00 a.m. – 9:00 p.m. Saturday 1:00 p.m. – 5:00 p.m.

Cost for the permit is \$20.00. Accepted forms of payment are cash, check or credit/debit card. Permits purchased at the Police Department must be cash or check only.

In addition, this year, permit holders will be issued a small yard sign that must be placed in a location that is easily visible from the street.

SECTION I. §10-3 of the Broken Arrow Code is hereby amended to read as follows:

a. The sale or discharge of fireworks shall be unlawful within the City unless the appropriate fireworks permit is obtained. Supervised public displays shall be permitted with a permit and compliance to requirements of the Broken Arrow Fire Department and Nation Fire Protection Act (NPFA) 1123. The use of fireworks before a Proximate Audience (as defined by the NPFA) shall be permitted with a fireworks permit and compliance to NPFA 1126. The use of Class 1.4g fireworks by individuals shall be permitted only under permit as described in Subsections (d) and (e) below:

b. The possession or the sale of any fireworks to or by any individual under the age of twelve (12) years shall be unlawful within the City, unless under the immediate and direct supervision of a parent, guardian, or other responsible adult in possession of a current permit.

c. Permissible fireworks shall mean: composition or device for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation, and which is defined as common or special fireworks by the United States Department of Transportation (DOT). Fireworks are further classified in this law as Class 1.3G or Class 1.4G. The term "fireworks" shall not include toy cap pistols and caps, blank cartridges, railroad flares and model rockets.

1. Class 1.4G Fireworks (DOT Common Fireworks) shall mean any devices suitable for use by the public that conform with requirements of the United States Consumer Products Safety Commission (CPSC) and are designed primarily to produce visible effects by combustion, and some small devices designed to produce an audible effect.

2. Class 1.3G Display fireworks (DOT Special Fireworks) shall mean all articles of larger fireworks designed primarily to produce visible or audible effects by combustion or explosion. Class 1.3G Fireworks include, but are not limited to, firecrackers and salutes containing more than two (2) grains (130mg) of explosive composition and other exhibition display items that exceed the limits for Classification of Class 1.4G Fireworks according to the Department of Transportation.

e. Persons within the City limits may use or otherwise discharge permissible fireworks only from 3:00 p.m. to 11:00 p.m. on July 3<sup>rd</sup> and July 4<sup>th</sup>, provided the following conditions are met:

1. Such fireworks must be discharged on a non-combustible surface of sufficient size to contain the entire ground portion of the display and not closer than twenty-five feet (25') to any permanent structure.

2. The adult person shall obtain a permit from the City at a cost of twenty dollars (\$20.00), said permit identifying the adult in charge of this use by name and address, and also identifying the proposed location on or near the permit holder's property. Applications for said permits shall be made available during normal business hours from April 1<sup>st</sup> through July 3<sup>rd</sup> of any given year and permits are valid only for the year of issuance.\*
3. The adult permit holder in charge of the use must be physically present for any household member to use the fireworks and within one hundred feet (100') of the point of display, and have the permit posted in a place of prominence during the discharge of the fireworks for examination by any law enforcement officer. The permit holder is further responsible for the cleaning up any debris caused by any person discharging fireworks under the holder permit. Failure to remove the debris shall be punished by a fine of two hundred and twenty-five dollars (\$225.00) plus costs.
4. Private persons may not use or discharge fireworks within any city or county park, nor on any highway, turnpike or any street that has paving in excess of twenty-six feet (26') wide, such as an arterial street, or collector street.
- f. Any sale or use of fireworks in violation of this Section shall be punished by a fine of two hundred and twenty-five dollars (\$225.00) plus costs. Any use of fireworks between the hours of 11:00 p.m. and 7:00 a.m. shall be punished upon conviction by a fine that is double the fine normally imposed for a violation of this Section. Possession of any fireworks other than allowed by this ordinance shall be punished by a fine of five hundred dollars (\$500.00) plus costs.
- g. In the event that the Governor of the State of Oklahoma calls a red flag fire alert or burn ban for the area encompassing the City of Broken Arrow and/or the City of Broken Arrow Fire Department determines that the City of Broken Arrow is in fire danger due to the Weather Conditions the Mayor of the City may declare an Emergency and cause the use of fireworks to be terminated and declare them to be illegal during the emergency period. Any fireworks used during this Emergency is a violation of this Section and shall be punished by a fine of five hundred dollars (\$500.00) plus costs.

\*Sale dates were delayed as a result of the statewide burn ban.